

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Shigeaki Fukui Examiner: Not Yet Assigned

Application No.: 10/672,377 Confirmation No.: 8545

Filed: September 26, 2003 Group Art Unit: 1745

For: BATTERY

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.97

Sir:

Transmitted herewith is a Supplemental Information Disclosure Statement pursuant to 37 C.F.R. §§ 1.97 and 1.98 in order to comply with the duty of disclosure under 37 C.F.R. § 1.56. The Statement is being submitted:

- [ ] within three months of the application filing date;
- [X] more than three months from the application filing date but before the mailing date of the first Office Action on the merits.

A marked-up copy of Form PTO/SB/08A is enclosed to correct the title cited on sheet 2 of 2 of Form PTO/SB/08A, originally filed February 24, 2004. Please make the following change as indicated in red ink on the enclosed marked-up copy of Form PTO/SB/08A:

Change "European Search Report, November 21, 2003" to "British Search Report, November 21, 2003."

A copy of "British Search Report, November 21, 2003" was transmitted with the Information Disclosure Statement filed February 24, 2004 and therefore another copy has not been enclosed with this communication.

In accordance with 37 C.F.R. § 1.98, submission of this statement requires no fee. However, if for any reason a fee is due, the Commissioner is hereby authorized to charge payment of any fees required in connection with this Supplemental Information Disclosure Statement to Deposit Account No. 50-0675, Order No. 848075.0055.

It is respectfully requested that the references cited in the Information Disclosure Statement filed February 24, 2004 be fully considered by the Patent and Trademark Office during the examination of this application and printed on any patent which may issue on this application. Applicant requests that a copy of Form PTO/SB/08A, as considered and initialed by the Examiner, be returned with the next communication.

An early and favorable action is respectfully requested.

Respectfully submitted,

Schulte Roth & Zabel LLP Attorneys for Applicant 919 Third Avenue New York, NY 10017 (212)756-2000

Visher

Anna Vishev

Reg. No. 45,018

Dated: May 17, 2004

New York, New York

AV/DT

I hereby certify that this paper or fee is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on:

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PTO/SB/08A (08-03)

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Sheet 1

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known				
Application Number	10/672,377			
Filing Date	September 26, 2003			
First Named Inventor	Shigeaki Fukui			
Art Unit	Not Yet Assigned			
Examiner Name	Not Yet Assigned			
Attorney Docket Number	848075/0055			

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Examiner Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant	
		Number-Kind Code <sup>2 (# known)</sup>			Figures Appear
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Initials*	No.¹	Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages Or Relevant Figures Appear	т
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449/PTO		Complete if Known			
Substitute for form 1445/110				Application Number	10/672,377
INFORMATION DISCLOSURE				Filing Date	September 26, 2003
STATEMENT BY APPLICANT			PPLICANT	First Named Inventor	Shigeaki Fukui
(Use as many sheets as necessary)				Art Unit	Not Yet Assigned
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Sheet	2	of	2	Attorney Docket Number	848075/0055

		NON DATENT LITEDATUDE DOCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	NON PATENT LITERATURE DOCUMENTS  Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	•	European-Search Report, November 21, 2003	

Examiner	 Date	
Signature	 Considered	

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